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**PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

**Resolution No. M-4806**

**November 21, 2002**

( **RESOLUTION ADOPTING LEVEL OF PUBLIC UTILITIES** )  
( **COMMISSION TRANSPORTATION REIMBURSEMENT ACCOUNT FEES** )  
( **FOR FISCAL YEAR 2002-03** )

Public Utilities Code Section 421 provides:

“ The Commission shall annually determine a fee to be paid by every passenger stage corporation, charter-party carrier of passengers, pipeline corporation, for-hire vessel operator, common carrier vessel operator, railroad corporation, and commercial air operator and every other common carrier and related business subject to the jurisdiction of the commission, except as otherwise provided in Article 3 (commencing with Section 431) of this chapter and Chapter 6 (commencing with Section 5001) of Division 2.”

The Commission finds that for fiscal year 2002-03, the Public Utilities Commission Transportation Reimbursement Account fees should be fixed as follows:

<b><u>CLASS</u></b>	<b><u>FEE</u></b>
Passenger Vehicle Operators	¼ of 1% of gross revenue plus Minimum \$10.00 quarterly fee \$25.00 annual fee
Vessel Operators:	
Common Carrier Vessel Operator	½ of 1% of gross revenue plus Minimum \$10.00 quarterly fee \$25.00 annual fee
For-Hire Vessel Operator	\$25 each
Railroad Corporations:	
Class I:	
Burlington Northern Santa Fe	\$820,555

Union Pacific

\$2,011,445

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Class II and III (shortline)

0.21% of gross revenue,  
minimum of \$500 each

Commercial Air Operators

\$25 each

Pipeline Corporations

3/100 of 1% of gross revenue

**IT IS ORDERED THAT:**

For the fiscal year 2002-03 the fees provided for in Section 421 of the Public Utilities Code are hereby fixed at the following levels:

<b><u>CLASS</u></b>	<b><u>FEE</u></b>
Passenger Vehicle Operators	$\frac{1}{4}$ of 1% of gross revenue plus Minimum \$10.00 quarterly fee/ \$25.00 annual fee
Vessel Operators:	
Common Carrier Vessel Operator	$\frac{1}{2}$ of 1% of gross revenue plus Minimum \$10.00 quarterly fee/ \$25.00 annual fee
For-Hire Vessel Operator	\$25 each
Railroad Corporations:	
Class I:	
Burlington Northern Santa Fe	\$820,555
Union Pacific	\$2,011,445
Class II and III (shortline)	0.21% of gross revenue, minimum of \$500 each
Commercial Air Operators	\$25 each
Pipeline Corporations	3/100 of 1% of gross revenue

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For the sole purpose of providing a more economical, simple and efficient method of collecting and accounting for fees required to be charged and collected under the Public Utilities Commission Transportation Reimbursement Account, passenger vehicle and vessel operators who engage in the services of subcarriers as prime carriers are responsible for the payment of the fees on the gross earnings of subcarriers. Such services of subcarriers by these prime carriers shall be evidenced by a written document.

For the fiscal year 2002-03, the penalty provided for in Section 405 of the Public Utilities Code for default of the payment of the fee provided for in Section 421 of the Public Utilities Code shall remain fixed at 25% of the amount of the fee.

Public necessity requires that the 30-day comment period of Public Utilities Code Section 311(g) be reduced so that the Commission may collect the revenues as set forth in this resolution as soon as possible. The Commission concludes that a reduction in the 30-day review period by 7 days will not compromise the public interest or any party's rights. Accordingly we reduce the comment period for this resolution from 30 days to 23 days. The Management Services Division commenced publication of a Daily Calendar notice on October 29, 2002 that apprised the public of the availability of its draft of this resolution and solicited submission of comments by November 10, 2002.

I certify that the Public Utilities Commission at its regular meeting on November 21, 2002 adopted this resolution. The following Commissioners approved it:

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Wesley M. Franklin  
Executive Director

## Fund Condition

### 461– PUBLIC UTILITIES COMMISSION TRANSPORTATION REIMBURSEMENT ACCOUNT

Estimated Reserve, June 30, 2002 (2002-03 Governor's Budget)	\$ 5,084,000
Estimated 2002-03 Revenues	
Quarterly Fees:	\$ 5,820,000
Passenger Vehicle Operators	( 2,637,000)
Common Carrier Vessel Operators	( 160,000)
Pipeline Corporations	( 61,000)
Railroad Corporations	( 2,950,000)
Commercial Air Operators, For-Hire Vessel Operators	( 12,000)
Other Regulatory Licenses and Permits	1,000,000
Income from Surplus Money Investments	<u>300,000</u>
Total, Revenues	\$ 7,120,000
Total Resources	\$12,204,000
2002-03 Expenditures:	
Public Utilities Commission	\$ 7,478,000
Passenger Vehicle Operators	( 3,978,000)
Common Carrier Vessel Operators	( 154,000)
Pipeline Corporations	( 56,000)
Railroad Corporations	( 3,280,000)
Commercial Air Operators, For-Hire Vessel Operators	( <u>10,000</u> )
Total, Expenditures	\$ 7,478,000
Estimated Reserve, June 30, 2003	\$ 4,726,000